

1 1. Strike original sections and insert the following new
2 sections:
3 "Section 1. DEFINITION OF APPROPRIATION PERIOD.
4 For purposes of this act and any other legislative bill
5 passed by the Ninety-ninth Legislature, First or Second Session,
6 which appropriates funds, FY2005-06 means the period July 1, 2005,
7 through June 30, 2006; FY2006-07 means the period July 1, 2006,
8 through June 30, 2007; FY2007-08 means the period July 1, 2007,
9 through June 30, 2008; and FY2008-09 means the period July 1, 2008,
10 through June 30, 2009.
11 Sec. 2. APPROPRIATION LANGUAGE.
12 There are hereby appropriated, for FY2005-06 and
13 FY2006-07, the sums set forth in this act to each agency for each
14 program from the respective funds for the general operations of
15 state government, postsecondary education, and state aid, except as
16 otherwise appropriated.
17 Sec. 3. REAPPROPRIATION OF BALANCE, FY2005-06 to
18 FY2006-07.
19 In addition to the appropriations set forth in this act,
20 there are hereby reappropriated all unexpended appropriation
21 balances existing on June 30, 2006, for FY2006-07 to the respective
22 agencies, programs, and funds listed in this act, except as
23 otherwise provided in this act.
24 Sec. 4. UNEXPENDED BALANCES AND ENCUMBRANCES.
1 All General Fund appropriations existing on June 30,
2 2005, in excess of expended and encumbered amounts are hereby
3 lapsed unless otherwise provided. All Cash Fund and Revolving Fund
4 appropriations existing on June 30, 2005, in excess of expended and
5 encumbered amounts are hereby lapsed unless otherwise expressly
6 provided. All encumbered amounts on June 30, 2005, and June 30,
7 2006, are hereby reappropriated for FY2005-06 and FY2006-07,
8 respectively, which amounts shall be in addition to the amounts
9 shown in this act.
10 Sec. 5. NEBRASKA INFORMATION SYSTEM MANUAL DEFINITIONS.
11 The definitions contained in the Nebraska Information
12 System Manual, and any amendments thereto, on file with the Clerk
13 of the Legislature are hereby adopted by the Legislature as the
14 definitions for this act, except as provided in section 278 of this
15 act.
16 Sec. 6. DRAWING AND PAYING WARRANTS.
17 The Director of Administrative Services shall draw
18 warrants upon the proper fund in the state treasury for an amount
19 not to exceed the appropriations set forth in this act upon
20 presentation of proper documentation. The State Treasurer shall
21 pay the warrants out of the appropriate funds.
9 Sec. 270. CASH FUNDS.
10 The receipts for FY2005-06 and FY2006-07 inuring to the
11 several Cash Funds, together with any amounts held in account by
12 the State Treasurer on June 30, 2005, are hereby credited to each
13 of the funds respectively.
14 Expenditure of Cash Funds appropriated in this act shall
15 be limited to the amount shown by program except when specific
16 exceptions are made. The amounts appropriated in this act include
17 the following funds:
18 (1) Legislative Council: Nebraska Legislative Shared
19 Information System Cash Fund, Donations/Contributions Cash Fund,
20 Nebraska Health Care Cash Fund;
21 (2) Supreme Court: Supreme Court Reports Cash Fund,
22 Probation Cash Fund, State Probation Contractual Services Cash
23 Fund, Dispute Resolution Cash Fund;
24 (3) Governor: Governor's Policy Research Cash Fund,

25 School Weatherization Fund, State Energy Office Cash Fund;
26 (4) Secretary of State: Nebraska Collection Agency Fund,
27 Records Management Cash Fund, Administration Cash Fund, Uniform
1 Commercial Code Cash Fund, Corporation Cash Fund, Election
2 Administration Fund;
3 (5) Auditor of Public Accounts: Cooperative Audit Cash
4 Fund;
5 (6) Attorney General: Odometer Fraud Cash Fund, Report
6 and Opinions Cash Fund, Nebraska Health Care Cash Fund;
7 (7) State Treasurer: Treasurer Administrative Fund,
8 Unclaimed Property Cash Fund, Personal Property Tax Reimbursement
9 Fund, Municipal Infrastructure Redevelopment Fund, Mutual Finance
10 Assistance Fund, Nebraska Educational Savings Plan Trust
11 Administrative Fund, Convention Center Support Fund, Treasury
12 Management Cash Fund, Low-Level Radioactive Waste Settlement Fund;
13 (8) State Department of Education: State Department of
14 Education Cash Fund, Certification Fund, Diagnostic Resource Center
15 Cash Fund, Professional Practices Commission Fund, Tax Equity and
16 Educational Opportunities Fund, Education Innovation Fund, School
17 Technology Fund, Tuition Recovery Cash Fund, Private Postsecondary
18 Career Schools Cash Fund, Attracting Excellence to Teaching Program
19 Cash Fund, School District Reorganization Fund;
20 (9) Public Service Commission: Nebraska Grain Warehouse
21 Surveillance Cash Fund, Nebraska Telecommunications Relay System
22 Fund, Modular Housing Units Cash Fund, Manufactured Homes and
23 Recreational Vehicles Cash Fund, Nebraska Telecommunications
24 Universal Service Fund, Nebraska Internet Enhancement Fund,
25 Nebraska Competitive Telephone Marketplace Fund, Enhanced Wireless
26 911 Fund, Moisture Testing Examination Fund, Grain Warehouse
27 Auditing Fund, Municipal Rate Negotiations Revolving Loan Fund;
1 (10) Department of Revenue: Department of Revenue
2 Enforcement Fund, Department of Revenue Enforcement Technology
3 Fund, State Lottery Operation Cash Fund, Marijuana and Controlled
4 Substances Tax Administration Cash Fund, Department of Revenue
5 Contractor Enforcement Fund, Waste Reduction and Recycling
6 Incentive Fees Collection Fund, Petroleum Release Remedial Action
7 Collection Fund, Litter Fee Collection Fund, Motor Fuels Refund
8 Administration Cash Fund, Severance Tax Administration Fund, Rural
9 Economic Opportunities Fund, Department of Revenue Miscellaneous
10 Receipts Fund, Charitable Gaming Operations Fund, Tobacco Products
11 Administration Cash Fund, Employment and Investment Growth Fund,
12 Employment Expansion and Investment Incentive Fund, Motor Fuel Tax
13 Enforcement and Collection Cash Fund, Quality Jobs Fund, Invest
14 Nebraska Fund, Nebraska Health Care Cash Fund, and State Athletic
15 Commissioner's Cash Fund;
16 (11) Department of Aeronautics: Department of
17 Aeronautics Cash Fund;
18 (12) Department of Agriculture: Fertilizers and Soil
19 Conditioners Administrative Fund, Commercial Feed Administration
20 Cash Fund, Pure Milk Cash Fund, Soil and Plant Analysis Laboratory
21 Cash Fund, Livestock Auction Market Fund, Nebraska Potato
22 Development Fund, Graded Egg Fund, Weights and Measures
23 Administrative Fund, Nebraska Poultry and Egg Development,
24 Utilization, and Marketing Fund, Agricultural Products Marketing
25 Information Cash Fund, Manufacturing Milk Cash Fund, Pure Food Cash
26 Fund, Nebraska Agricultural Products Marketing Cash Fund, State
27 Apiary Cash Fund, Pseudorabies Control Cash Fund, Weed Book Cash
1 Fund, Pesticide Administrative Cash Fund, Nebraska Seed
2 Administrative Cash Fund, Plant Protection and Plant Pest Cash
3 Fund, Tractor Permit Cash Fund, Nebraska Origin and Premium Quality
4 Grain Cash Fund, Animal Damage Control Cash Fund, Noxious Weed Cash

5 Fund, Buffer Strip Incentive Fund, Winery and Grape Producers
6 Promotional Fund, Commercial Dog and Cat Operator Inspection
7 Program Cash Fund, Domesticated Cervine Animal Cash Fund;
8 (13) Department of Banking and Finance: Financial
9 Institution Assessment Cash Fund, Securities Act Cash Fund;
10 (14) Department of Health and Human Services Regulation
11 and Licensure: Department of Health and Human Services Regulation
12 and Licensure Cash Fund, Department of Health and Human Services
13 Regulation and Licensure Reimbursement Fund, Professional and
14 Occupational Credentialing Cash Fund, Rural Health Professional
15 Incentive Fund, Organ and Tissue Donor Awareness and Education
16 Fund, Nebraska Health Care Cash Fund, Tobacco Prevention and
17 Control Cash Fund;
18 (15) State Fire Marshal: Nebraska Natural Gas Pipeline
19 Safety Cash Fund, State Fire Marshal Cash Fund, Underground Storage
20 Tank Fund, Training Division Cash Fund;
21 (16) Department of Insurance: Department of Insurance
22 Cash Fund;
23 (17) Department of Labor: Employment Security Special
24 Contingent Fund, Nebraska Amusement Ride Fund, Farm Labor
25 Contractors Fund, Contractor Registration Cash Fund, Boiler
26 Inspection Cash Fund, Elevator Inspection Fund, Workplace Safety
27 Consultation Program Cash Fund;
1 (18) Department of Motor Vehicles: Motor Carrier
2 Division Cash Fund, Department of Motor Vehicles Cash Fund, License
3 Plate Cash Fund, Motorcycle Safety Education Fund;
4 (19) Department of Health and Human Services: Department
5 of Health and Human Services Cash Fund, Veterans' Home Building
6 Fund, Institution Cash Fund, Small Business Enterprises Cash Fund,
7 School District Reimbursement Fund, Compulsive Gamblers Assistance
8 Fund, Nebraska Child Abuse Prevention Fund, Nebraska Health Care
9 Cash Fund;
10 (20) Department of Health and Human Services Finance and
11 Support: Department of Health and Human Services Finance and
12 Support Cash Fund, Nursing Facility Conversion Cash Fund, Nebraska
13 Health Care Cash Fund, Children's Health Insurance Cash Fund,
14 Childhood Care Cash Fund, University of Nebraska Medical Center
15 Medical Education Revolving Fund, Behavioral Health Services Fund;
16 (21) Department of Roads: Highway Cash Fund, Grade
17 Crossing Protection Fund, State Recreation Road Fund, Roads
18 Operations Cash Fund, Midwest Interstate Passenger Rail Compact
19 Cash Fund, Light-Density Rail Line Assistance Cash Fund;
20 (22) Department of Veterans' Affairs: Veteran Cemetery
21 Construction Fund, Nebraska Veteran Cemetery System Operation Fund;
22 (23) Department of Natural Resources: Department of
23 Natural Resources Cash Fund, Small Watersheds Flood Control Fund,
24 Nebraska Soil and Water Conservation Fund, Nebraska Resources
25 Development Fund, Water Well Decommissioning Fund, Natural
26 Resources Water Quality Fund, Carbon Sequestration Assessment Cash
27 Fund;
1 (24) State Electrical Board: Electrical Division Fund;
2 (25) Military Department: Military Department Cash Fund,
3 Governor's Emergency Cash Fund, Nebraska Emergency Planning and
4 Community Right to Know Cash Fund;
5 (26) Board of Educational Lands and Funds: Surveyors'
6 Cash Fund, Board of Educational Lands and Funds Cash Fund, Survey
7 Record Repository Fund;
8 (27) Game and Parks Commission: State Game Fund, State
9 Park Cash Revolving Fund, Nebraska Habitat Fund, Nebraska Aquatic
10 Habitat Fund, Nebraska Snowmobile Trail Cash Fund, Nebraska Outdoor
11 Recreation Development Cash Fund, Nongame and Endangered Species

12 Conservation Fund, Nebraska Environmental Trust Fund, Trail
13 Development Assistance Fund, Cowboy Trail Fund, Recreational Trails
14 Fund, Game Law Investigation Cash Fund, Niobrara Council Fund,
15 Nebraska Environmental Endowment Fund, Ferguson House Fund;
16 (28) Nebraska Library Commission: Nebraska Library
17 Commission Cash Fund;
18 (29) Nebraska Liquor Control Commission: Nebraska Liquor
19 Control Commission Rule and Regulation Cash Fund;
20 (30) State Racing Commission: Racing Commission's Cash
21 Fund, Track Distribution Fund;
22 (31) Nebraska Workers' Compensation Court: Compensation
23 Court Cash Fund;
24 (32) Nebraska Commission on the Status of Women:
25 Nebraska Commission on the Status of Women Donation Fund;
26 (33) Nebraska Brand Committee: Nebraska Brand Inspection
27 and Theft Prevention Fund;
1 (34) Nebraska Motor Vehicle Industry Licensing Board:
2 Nebraska Motor Vehicle Industry Licensing Fund;
3 (35) State Real Estate Commission: State Real Estate
4 Commission's Fund;
5 (36) Board of Barber Examiners: Board of Barber
6 Examiners Fund;
7 (37) Department of Correctional Services: Department of
8 Correctional Services Facility Cash Fund;
9 (38) Nebraska Educational Telecommunications Commission:
10 State Educational Telecommunications Fund, NEB*SAT Cash Fund;
11 (39) Coordinating Commission for Postsecondary Education:
12 Coordinating Commission for Postsecondary Education Cash Fund,
13 Nebraska Scholarship Fund;
14 (40) Nebraska State Colleges: Chadron Cash Fund, Peru
15 Cash Fund, Wayne Cash Fund, Chadron State College Designated Cash
16 Fund, Peru State College Designated Cash Fund, Wayne State College
17 Designated Cash Fund, Board of Trustees Cash Fund;
18 (41) University of Nebraska: University Cash Fund,
19 Temporary University Fund, University of Nebraska at Omaha Cash
20 Fund, University of Nebraska Medical Center Cash Fund, University
21 of Nebraska at Kearney Cash Fund, University of Nebraska Central
22 Administration Designated Cash Fund, University of Nebraska-Lincoln
23 Designated Cash Fund, University of Nebraska at Omaha Designated
24 Cash Fund, University of Nebraska Medical Center Designated Cash
25 Fund, University of Nebraska at Kearney Designated Cash Fund;
26 (42) State Board of Agriculture: Antique Farm Machinery
27 and Equipment Fund;
1 (43) Real Estate Appraiser Board: Real Estate Appraiser
2 Fund;
3 (44) Nebraska State Historical Society: Historical
4 Society Fund, Historical Landmark Cash Fund;
5 (45) Nebraska Wheat Development, Utilization, and
6 Marketing Board: Nebraska Wheat Development, Utilization, and
7 Marketing Fund;
8 (46) Nebraska Oil and Gas Conservation Commission: Oil
9 and Gas Conservation Fund;
10 (47) Board of Engineers and Architects: Engineers and
11 Architects Regulation Fund;
12 (48) Board of Geologists: Geologists Regulation Fund;
13 (49) Nebraska Ethanol Board: Agricultural Alcohol Fuel
14 Tax Fund, Ethanol Production Incentive Cash Fund;
15 (50) Nebraska Dairy Industry Development Board: Nebraska
16 Dairy Industry Development Fund;
17 (51) State Board of Examiners for Land Surveyors: Land
18 Surveyor Examiner's Fund;

19 (52) Nebraska State Board of Public Accountancy: Public
20 Accountants Fund;
21 (53) Nebraska State Patrol: Nebraska State Patrol Cash
22 Fund, Investigation Petty Cash Fund, Carrier Enforcement Cash Fund,
23 Nebraska State Patrol Drug Control and Education Cash Fund, Public
24 Safety Cash Fund, Nebraska State Patrol Vehicle Replacement Cash
25 Fund;
26 (54) Department of Administrative Services:
27 Telecommunications Cash Fund, Building Renewal Allocation Fund,
1 State Building Renewal Assessment Fund, University Building Renewal
2 Assessment Fund, State College Building Renewal Assessment Fund,
3 Recyclable Paper Cash Fund, Capitol Restoration Cash Fund, Nebraska
4 State Fairgrounds Building Fund, Vacant Building and Excess Land
5 Cash Fund, Resource Recovery Fund, Americans with Disabilities
6 Account, Nebraska Fire, Life, Safety and Hazardous Materials
7 Account, Tort Claims Fund, Tort and Sundry Claims Fund, Information
8 Technology Infrastructure Fund, Health and Life Benefit
9 Administration Cash Fund, City of the Primary Class Development
10 Fund, City of the Metropolitan Class Development Fund, World Day on
11 the Mall Fund;
12 (55) Abstracters Board of Examiners: Abstracters Board
13 of Examiners Cash Fund;
14 (56) Commission on Mexican-Americans: Hispanic Awareness
15 Cash Fund;
16 (57) Nebraska Arts Council: Nebraska Arts Council Cash
17 Fund, Nebraska Arts and Humanities Cash Fund;
18 (58) State Foster Care Review Board: Foster Care Review
19 Board Cash Fund;
20 (59) Department of Economic Development: Nebraska
21 Agricultural Products Research Fund, Aerospace Museum Cash Fund,
22 State Visitors Promotion Cash Fund, Job Training Cash Fund,
23 Administrative Cash Fund, Tourist Promotion Fund, Affordable
24 Housing Trust Fund, Comprehensive Housing Strategy Cash Fund,
25 Economic Development Cash Fund, Local Civic, Cultural, and
26 Convention Center Financing Fund;
27 (60) State Board of Landscape Architects: State Board of
1 Landscape Architects Cash Fund;
2 (61) Nebraska Power Review Board: Nebraska Power Review
3 Fund;
4 (62) Nebraska Investment Council: State Investment
5 Officer's Cash Fund;
6 (63) Nebraska Commission on Law Enforcement and Criminal
7 Justice: Nebraska Law Enforcement Training Center Cash Fund, Law
8 Enforcement Improvement Fund, Victim's Compensation Fund, Health
9 Care Cash Fund;
10 (64) Commission for the Blind and Visually Impaired:
11 Commission for the Blind and Visually Impaired Cash Fund;
12 (65) Commission for the Deaf and Hard of Hearing:
13 Commission for the Deaf and Hard of Hearing Fund;
14 (66) Department of Environmental Quality: Integrated
15 Solid Waste Management Cash Fund, Nebraska Litter Reduction and
16 Recycling Fund, Department of Environmental Quality Cash Fund,
17 Chemigation Costs Fund, Low-Level Radioactive Waste Cash Fund,
18 Petroleum Products and Hazardous Substances Storage and Handling
19 Fund, Petroleum Release Remedial Action Cash Fund, Wastewater
20 Treatment Operator Certification Cash Fund, Community Improvements
21 Cash Fund, Local Site Selection Cash Fund, Local Monitoring
22 Committee Cash Fund, Waste Reduction and Recycling Incentive Fund,
23 Construction Administration Fund, Remedial Action Plan Monitoring
24 Fund, Scrap Tire Reduction and Recycling Incentive Fund, Livestock
25 Waste Management Cash Fund, Drinking Water Administration Fund,

26 Clean Air Title V Cash Fund;
27 (67) Public Employees Retirement Board: School Expense
1 Fund, Judges Expense Fund, State Patrol Expense Fund, Deferred
2 Compensation Expense Fund, State Employee Retirement System Expense
3 Fund, County Employee Retirement System Expense Fund, Nebraska
4 Public Employees Retirement Systems Expense Fund, State Cash
5 Balance Expense Fund, County Cash Balance Expense Fund;
6 (68) Dry Bean Commission: Dry Bean Development,
7 Utilization, Promotion, and Education Fund;
8 (69) Nebraska Accountability and Disclosure Commission:
9 Nebraska Accountability and Disclosure Commission Cash Fund,
10 Campaign Finance Limitation Cash Fund;
11 (70) Corn Development, Utilization, and Marketing Board:
12 Nebraska Corn Development, Utilization, and Marketing Fund;
13 (71) Community College Aid: Nebraska Community College
14 Aid Cash Fund;
15 (72) Grain Sorghum Development, Utilization, and
16 Marketing Board: Grain Sorghum Development, Utilization, and
17 Marketing Fund;
18 (73) Commission on Public Advocacy: Commission on Public
19 Advocacy Operations Cash Fund, Legal Aid and Services Fund;
20 (74) Tax Equalization and Review Commission: Tax
21 Equalization and Review Commission Cash Fund; and
22 (75) Department of Property Assessment and Taxation:
23 Department of Property Assessment and Taxation Cash Fund, Airline
24 and Carline Cash Fund.
25 Sec. 271. FEDERAL FUNDS.
26 The receipts for FY2005-06 and FY2006-07 inuring to the
27 several Federal Funds, together with any amounts held in account by
1 the State Treasurer on June 30, 2005, are hereby credited to each
2 of the funds respectively. Expenditure of Federal Funds
3 appropriated in this act shall not be limited to the amount shown.
4 Any Federal Funds not otherwise appropriated, any
5 additional Federal Funds made available to the credit of the State
6 Treasurer, and any amounts on hand in any such Federal Funds on
7 June 30, 2005, are hereby appropriated to the expending agency
8 designated by the federal government or, if none is designated, to
9 such expending agency as may be designated by the Governor.
10 Sec. 272. REVOLVING FUNDS.
11 The receipts for FY2005-06 and FY2006-07 inuring to the
12 several Revolving Funds, together with any amounts held in account
13 by the State Treasurer on June 30, 2005, are hereby credited to
14 each of the funds respectively. Expenditure of Revolving Funds
15 appropriated in this act shall be limited to the amount shown by
16 program except when specific exceptions are made. The amounts
17 appropriated in this act include the following funds:
18 (1) Governor: Governor's Policy Research Office
19 Revolving Fund;
20 (2) Secretary of State: Records Management Micrographics
21 Services Revolving Fund;
22 (3) Attorney General: Department of Justice Revolving
23 Fund;
24 (4) State Department of Education: State Department of
25 Education Revolving Fund;
26 (5) Department of Revenue: Miscellaneous Services
27 Revolving Fund;
1 (6) Department of Agriculture: Management Services
2 Expense Revolving Fund;
3 (7) Department of Roads: Light-Density Rail Line
4 Assistance Revolving Fund;
5 (8) Department of Correctional Services: Correctional

6 Industries Revolving Fund, Federal Surplus Property Fund,
7 Department of Correctional Services Warehouse Revolving Fund;
8 (9) Nebraska state colleges: The money accruing to the
9 Auxiliary Enterprise Revolving Funds for student activity fees,
10 dormitory rentals, dormitory operations and maintenance, cafeteria
11 operations, and student union operations at Chadron, Peru, and
12 Wayne State Colleges, and the State College Capital Improvement
13 Fund;
14 (10) University of Nebraska: University of
15 Nebraska-Lincoln Revolving Fund, University of Nebraska at Omaha
16 Revolving Fund, University of Nebraska Medical Center Revolving
17 Fund, University of Nebraska Medical Center Medical Education
18 Revolving Fund, University of Nebraska at Kearney Revolving Fund,
19 University Tractor Test Revolving Fund; and
20 (11) Department of Administrative Services:
21 Administration Revolving Fund, Materiel Division Revolving Fund,
22 Telephone Expense Revolving Fund, Transportation Services Bureau
23 Revolving Fund, Capitol Buildings Parking Revolving Fund, State
24 Building Revolving Fund, Central Stores Revolving Fund, State
25 Surplus Property Revolving Fund, Data Processing Revolving Fund,
26 Temporary Employee Pool Revolving Fund, State Insurance Fund, State
27 Self-Insured Property Fund, State Self-Insured Indemnification and
1 Liability Fund, Accounting Division Revolving Fund,
2 Intergovernmental Data Services Program Revolving Fund, State
3 Workers' Compensation Claims Revolving Fund, Personnel Revolving
4 Fund, Training Revolving Fund.
5 Sec. 273. TRUST FUNDS.
6 The receipts for FY2005-06 and FY2006-07 inuring to the
7 several trust funds, together with any amounts held in account by
8 the State Treasurer on June 30, 2005, are hereby credited to each
9 of the funds respectively, which funds are hereby appropriated for
10 FY2005-06 and FY2006-07:
11 (1) Governor: Thermo Study Trust Fund, Nebraska Energy
12 Settlement Fund;
13 (2) Attorney General: Court-Ordered Settlement Trust
14 Fund;
15 (3) State Treasurer: Highway Trust Fund, Highway Tax
16 Trust Fund, Bessey Memorial Fund, Common School Fund, Highway
17 Revenue Bonds Redemption Trust Fund, Escheat Trust Fund,
18 Revenue-Sharing Trust Fund, Michael B. Amos Educational Trust Fund,
19 James M. Amos Educational Trust Fund, Excess Liability Fund,
20 Insurance Investments Inc. Trust Fund, Financial Responsibility Act
21 Trust Fund, Importing Dealers Trust Fund, Special Fuel Dealers
22 Trust Fund, Cultural Preservation Endowment Fund, Nebraska
23 educational savings plan trust program fund, Nebraska educational
24 savings plan trust endowment fund;
25 (4) State Department of Education: State Department of
26 Education Trust Fund, temporary school fund;
27 (5) Public Service Commission: Public Service Commission
1 Elevator Trust Fund;
2 (6) Department of Revenue: State Lottery Operation Trust
3 Fund, State Lottery Prize Trust Fund, Municipal Equalization Fund;
4 (7) Department of Aeronautics: Department of Aeronautics
5 Trust Fund;
6 (8) Department of Banking and Finance: First Investors
7 Inc., Settlement Trust Fund;
8 (9) Department of Insurance: Securities Deposit Trust
9 Fund, Premium and Retaliatory Tax Suspense Fund;
10 (10) Department of Labor: State Unemployment Insurance
11 Trust Fund, Nebraska Training and Support Trust Fund;
12 (11) Department of Motor Vehicles: Motor Vehicle

13 Responsibility Act Fund;
14 (12) Department of Health and Human Services Finance and
15 Support: Dormant Trust Funds, Institution Canteen Amusement Trust
16 Funds, Alcoholism Contribution Trust Fund, Visual Impairment Trust
17 Fund, Finance and Support Trust Fund, State Wards Accounts Trust
18 Fund, Medically Handicapped Children Trust Fund, Store and Canteen
19 Accounts Trust Fund, Welfare and Club Accounts Trust Fund, Juvenile
20 Trust Fund, Nebraska Tobacco Settlement Trust Fund, Nebraska
21 Medicaid Intergovernmental Trust Fund;
22 (13) Department of Roads: Highway Restoration and
23 Improvement Bond Fund;
24 (14) Department of Veterans' Affairs: Veterans' Aid
25 Income Fund, Nebraska Veteran Cemetery System Endowment Fund;
26 (15) Board of Educational Lands and Funds: Nebraska
27 Veterans' Aid Fund, Permanent University Fund, permanent school
1 fund, Normal School Endowment Investment Fund, Agricultural
2 Endowment Fund, Agricultural and University Land Lease Fund;
3 (16) Nebraska Library Commission: Nebraska Library
4 Commission Trust Fund;
5 (17) Nebraska Workers' Compensation Court: Workers'
6 Compensation Trust Fund;
7 (18) Department of Correctional Services: Store and
8 Canteen Accounts Trust Fund, Welfare and Club Accounts Trust Fund,
9 Inmate Trust Fund;
10 (19) Nebraska Educational Telecommunications Commission:
11 Public Radio Nebraska Foundation Trust Fund, Nebraska Educational
12 Telecommunications Trust Fund;
13 (20) Coordinating Commission for Postsecondary Education:
14 Coordinating Commission for Postsecondary Education Trust Fund,
15 SUN-MART Scholarship Trust Fund;
16 (21) Board of Trustees of the Nebraska State Colleges:
17 State College Endowment Fund, Education Enhancement Trust Fund, LB
18 1100 Construction Trust Fund, Davis Scholarship Trust Fund;
19 (22) Nebraska state colleges: Student Activity Trust
20 Funds at Chadron, Peru, and Wayne State Colleges, Wayne State
21 Bequests Trust Fund, Wayne State College EFT Loan Trust Fund, Peru
22 State Construction Trust Fund;
23 (23) University of Nebraska: University Trust Fund,
24 University of Nebraska at Omaha Trust Fund, University of Nebraska
25 Medical Center Trust Fund, University of Nebraska at Kearney Trust
26 Fund, University of Nebraska-Lincoln Federal Student Loan Trust
27 Fund, University of Nebraska Medical Center Student Loan Trust
1 Fund, University of Nebraska at Omaha Electronic Funds Transfer
2 Trust Fund, University of Nebraska at Omaha Federal Student Loan
3 Trust Fund, Deferred Maintenance Project Trust Fund, Nebraska
4 College of Technical Agriculture at Curtis Scholarship Trust Fund,
5 UNMC RHOP Loan Trust Fund, UNL Minority Students Scholarship Trust
6 Fund, UNMC Capital and Program Reserve Trust Fund;
7 (24) Nebraska State Historical Society: Hall of Fame
8 Trust Fund, Library Archives Trust Fund, Collections Trust Fund,
9 Cheyenne Outbreak Barracks Trust Fund, Bridge Book Sale Trust Fund;
10 (25) Nebraska Oil and Gas Conservation Commission: Oil
11 and Gas Conservation Trust Fund;
12 (26) Department of Administrative Services: Joseph
13 Soukup Trust Fund, Master Lease Program Trust Fund, Flexible
14 Spending Fund, State Employees Insurance Fund;
15 (27) Nebraska Arts Council: Nebraska Arts Council Trust
16 Fund, Nebraska Cultural Preservation Endowment Fund;
17 (28) Department of Environmental Quality: Hazardous
18 Waste Sites Trust Fund, Leaking Underground Storage Tanks Trust
19 Fund, Wastewater Treatment Facilities Construction Loan Fund,

20 Drinking Water Facilities Loan Fund; and
21 (29) Public Employees Retirement Board: Annuity Reserve
22 Fund, Nebraska Retirement Fund for Judges, Contingent Fund, School
23 Employees Savings Fund, State Patrol Retirement Fund, School
24 Employers Deposit Fund, Service Annuity Fund, Retired Teachers
25 Supplementary Benefits Fund, State Equal Retirement Benefit Fund,
26 County Equal Retirement Benefit Fund, Judges Contingent Trust Fund,
27 State Patrol Contingent Trust Fund, School Operating Trust Fund,
1 School Retirement Fund, State Cash Balance Retirement Fund, County
2 Cash Balance Retirement Fund.
3 Sec. 274. REFUND AND DISTRIBUTIVE FUNDS.
4 The receipts for FY2005-06 and FY2006-07 inuring to the
5 several refund and distributive funds, together with any amounts
6 held in account by the State Treasurer on June 30, 2005, are hereby
7 credited to each of the funds respectively, which funds are hereby
8 appropriated for FY2005-06 and FY2006-07:
9 (1) State Treasurer: Car Line Refund Fund, Insurance Tax
10 Fund, Highway Allocation Fund, Aircraft Fuel Tax Fund, Severance
11 Tax Fund, Suspense Fund, State Treasurer's Land Sales Distributive
12 Fund;
13 (2) State Department of Education: Public Grazing Fund,
14 Forest Reserve Fund, Flood Control Fund, Insurance Tax Fund;
15 (3) Department of Labor: Income Tax Setoff Fund;
16 (4) Department of Motor Vehicles: International
17 Registration Plan Distributive Fund;
18 (5) Department of Health and Human Services Finance and
19 Support: Child Support Operations Distribution Fund, Supplemental
20 Security Income Distribution Fund, Food Distribution Fund;
21 (6) Department of Roads: State Aid Bridge Fund;
22 (7) Nebraska Library Commission: NEBASE Fund;
23 (8) Coordinating Commission for Postsecondary Education:
24 State Student Incentive Grant Match Fund;
25 (9) Department of Administrative Services: Imprest
26 Payroll Distributive Fund, State Purchasing Card Distributive Fund;
27 and
1 (10) Public Employees Retirement Board: Deferred
2 Compensation Fund.
3 Sec. 275. FUND LAPSES AND TRANSFERS.
4 The State Treasurer shall make the transfers specified in
5 this section between funds, in the amounts indicated. Unless
6 otherwise noted, transfers for FY2005-06 shall occur on July 1,
7 2005, or as soon thereafter as administratively possible, and
8 transfers for FY2006-07 shall occur on July 1, 2006, or as soon
9 thereafter as administratively possible. All agencies with
10 administrative responsibilities for these funds shall assist the
11 State Treasurer as needed in implementing the transfers.
12 (1) Transfers for FY2005-06 shall include:
13 (a) From the General Fund to the Nebraska State Patrol
14 Cash Fund: \$115,000 less the unexpended balance existing on June
15 30, 2005, in (i) the Nebraska State Patrol Cash Fund, (ii) the
16 Investigation Petty Cash Fund, (iii) any special checking account
17 or accounts used by the Nebraska State Patrol, and (iv) the
18 possession of agency personnel involved in investigations, when the
19 unexpended balances resulted from General Fund transfers to the
20 Nebraska State Patrol Cash Fund or from General Fund
21 appropriations. Any transfers made shall be subject to a final
22 reconciliation of available investigation cash fund balances as of
23 June 30, 2005, by the Nebraska State Patrol.
24 It is the intent of the Legislature that the Nebraska
25 State Patrol have available a total of \$115,000 from the General
26 Fund for FY2005-06 to be used in making drug purchases, for

27 enforcing Nebraska laws relating to felonies, for enforcing the
1 Nebraska liquor laws, and for payment of investigative expenses;
2 (b) From the General Fund to the Ethanol Production
3 Incentive Cash Fund: \$1,500,000 on or before June 30, 2006, on
4 such date as directed by the budget administrator;
5 (c) From the Charitable Gaming Operations Fund (2166) to
6 the General Fund (1000): \$250,000 on or before November 15, 2005;
7 (d) From the Tobacco Products Administration Cash Fund to
8 the General Fund: \$6,000,000 on or before June 15, 2006, on such
9 date as directed by the budget administrator;
10 (e) From the Securities Act Cash Fund to the General
11 Fund: \$8,000,000 on or before September 30, 2005, and \$8,000,000
12 on or before March 31, 2006, on such dates as directed by the
13 budget administrator;
14 (f) From the Department of Health and Human Services Cash
15 Fund to the University of Nebraska Eppley Institute for Research in
16 Cancer and Allied Diseases Cash Fund: \$500,000, pursuant to Laws
17 1983, LB 192, section 2;
18 (g) From the Insurance Cash Fund to the General Fund:
19 \$1,500,000 on or before September 30, 2005, and \$1,500,000 on or
20 before March 31, 2006, on such dates as directed by the budget
21 administrator;
22 (h) From the Department of Motor Vehicles Cash Fund to
23 the General Fund: \$1,500,000 on or before June 15, 2006, on such
24 date as directed by the budget administrator;
25 (i) From the Roads Operations Cash Fund to the Carrier
26 Enforcement Cash Fund: \$5,984,783 less the June 20, 2005,
27 unobligated Carrier Enforcement Cash Fund balance. Transfers shall
1 be made in four equal quarterly amounts on or before July 15,
2 October 15, January 15, and April 15;
3 (j) From the Petroleum Release Remedial Action Cash Fund
4 to the Underground Storage Tank Fund: \$50,000, on or before July
5 5, 2005;
6 (k) From the State Building Revolving Fund to the
7 Nebraska State Patrol Cash Fund: \$717,147. Transfers shall be
8 made in four equal quarterly amounts on or before July 15, October
9 15, January 15, and April 15;
10 Transfers shall be made to pay the non-General Fund costs
11 associated with the operation of the State Capitol Security
12 Division of the Nebraska State Patrol.
13 (l) From the Highway Trust Fund to the Motor Fuel Tax
14 Enforcement and Collection Cash Fund: \$2,000,000. Transfers shall
15 be made in twelve equal monthly amounts;
16 (m) From the Highway Trust Fund to the Motor Carrier
17 Division Cash Fund: Up to a maximum of \$950,000. Transfers shall
18 be made as required by the Department of Motor Vehicles to operate
19 the Motor Carrier Division;
20 (n) From the Highway Trust Fund to the License Plate Cash
21 Fund: \$5,700,000. Transfers shall be made as required by the
22 Department of Motor Vehicles to meet the expenditures of plate and
23 sticker production, except the total \$5,700,000 aggregate amount
24 shall be transferred by the State Treasurer on or before June 1,
25 2006;
26 (o) From the Workers' Compensation Trust Fund to the
27 Compensation Court Cash Fund: \$354,613. Transfers shall be made
1 in four equal quarterly amounts on or before July 15, October 15,
2 January 15, and April 15;
3 (p) From the Flexible Spending Trust Fund to the Health
4 and Life Benefit Administration Cash Fund: \$68,000, except if the
5 total available unobligated balance of forfeitures in the Flexible
6 Spending Trust Fund as of June 30, 2005, is less than \$68,000, then

7 the State Treasurer shall transfer the difference, not to exceed
8 \$68,000, from the Health History Account of the State Employees
9 Insurance Fund. Transfers shall be made to pay the costs
10 associated with the administration of the Flexible Spending Account
11 program;
12 (q) From the Health History Account of the State
13 Employees Insurance Fund to the Health and Life Benefit
14 Administration Cash Fund: \$537,366, less the June 30, 2005,
15 unobligated Health and Life Benefit Administration Cash Fund
16 balance;
17 (r) From the Severance Tax Fund to the Municipal Rate
18 Negotiations Revolving Loan Fund: \$30,000, pursuant to section
19 57-705; and
20 (s) From the Severance Tax Fund to the State Energy
21 Office Cash Fund: \$300,000, pursuant to section 57-705. Transfers
22 shall be made in twelve equal monthly amounts.
23 (2) Transfers for FY2006-07 shall include:
24 (a) From the General Fund to the Nebraska State Patrol
25 Cash Fund: \$115,000 less the unexpended balance existing on June
26 30, 2006, in (i) the Nebraska State Patrol Cash Fund, (ii) the
27 Investigation Petty Cash Fund, (iii) any special checking account
1 or accounts used by the Nebraska State Patrol, and (iv) the
2 possession of agency personnel involved in investigations, when the
3 unexpended balances resulted from General Fund transfers to the
4 Nebraska State Patrol Cash Fund or from General Fund
5 appropriations. Any transfers made shall be subject to a final
6 reconciliation of available investigation cash fund balances as of
7 June 30, 2006, by the Nebraska State Patrol.
8 It is the intent of the Legislature that the Nebraska
9 State Patrol have available a total of \$115,000 from the General
10 Fund for FY2006-07 to be used in making drug purchases, for
11 enforcing Nebraska laws relating to felonies, for enforcing the
12 Nebraska liquor laws, and for payment of investigative expenses;
13 (b) From the General Fund to the Ethanol Production
14 Incentive Cash Fund: \$1,500,000 on or before June 30, 2007, on
15 such date as directed by the budget administrator;
16 (c) From the Charitable Gaming Operations Fund (2166) to
17 the General Fund (1000): \$250,000 on or before November 15, 2006;
18 (d) From the Tobacco Products Administration Cash Fund to
19 the General Fund: \$6,000,000 on or before June 15, 2007, on such
20 date as directed by the budget administrator;
21 (e) From the Securities Act Cash Fund to the General
22 Fund: \$8,000,000 on or before September 30, 2006, and \$8,000,000
23 on or before March 31, 2007, on such dates as directed by the
24 budget administrator;
25 (f) From the Department of Health and Human Services Cash
26 Fund to the University of Nebraska Eppley Institute for Research in
27 Cancer and Allied Diseases Cash Fund: \$500,000, pursuant to Laws
1 1983, LB 192, section 2;
2 (g) From the Insurance Cash Fund to the General Fund:
3 \$1,500,000 on or before September 30, 2006, and \$1,500,000 on or
4 before March 31, 2007, on such dates as directed by the budget
5 administrator;
6 (h) From the Department of Motor Vehicles Cash Fund to
7 the General Fund: \$1,500,000 on or before June 15, 2007, on such
8 date as directed by the budget administrator;
9 (i) From the Roads Operations Cash Fund to the Carrier
10 Enforcement Cash Fund: \$6,461,424. Transfers shall be made in
11 four equal quarterly amounts on or before July 15, October 15,
12 January 15, and April 15;
13 (j) From the Petroleum Release Remedial Action Cash Fund

14 to the Underground Storage Tank Fund: \$50,000, on or before July
15 5, 2006;

16 (k) From the State Building Revolving Fund to the
17 Nebraska State Patrol Cash Fund: \$741,171. Transfers shall be
18 made in four equal quarterly amounts on or before July 15, October
19 15, January 15, and April 15;

20 Transfers shall be made to pay the non-General Fund costs
21 associated with the operation of the State Capitol Security
22 Division of the Nebraska State Patrol.

23 (l) From the Highway Trust Fund to the Motor Fuel Tax
24 Enforcement and Collection Cash Fund: \$2,000,000. Transfers shall
25 be made in twelve equal monthly amounts;

26 (m) From the Highway Trust Fund to the Motor Carrier
27 Division Cash Fund: Up to a maximum of \$1,125,000. Transfers
1 shall be made as required by the Department of Motor Vehicles to
2 operate the Motor Carrier Division;

3 (n) From the Highway Trust Fund to the License Plate Cash
4 Fund: Up to a maximum of \$1,900,000. Transfers shall be made as
5 required by the Department of Motor Vehicles to meet the
6 expenditures of plate and sticker production;

7 (o) From the Workers' Compensation Trust Fund to the
8 Compensation Court Cash Fund: \$354,613. Transfers shall be made
9 in four equal quarterly amounts on or before July 15, October 15,
10 January 15, and April 15;

11 (p) From the Flexible Spending Trust Fund to the Health
12 and Life Benefit Administration Cash Fund: \$68,000, except if the
13 total available unobligated balance of forfeitures in the Flexible
14 Spending Trust Fund as of June 30, 2006, is less than \$68,000, then
15 the State Treasurer shall transfer the difference, not to exceed
16 \$68,000, from the Health History Account of the State Employees
17 Insurance Fund. Transfers shall be made to pay the costs
18 associated with the administration of the Flexible Spending Account
19 program;

20 (q) From the Health History Account of the State
21 Employees Insurance Fund to the Health and Life Benefit
22 Administration Cash Fund: \$547,133;

23 (r) From the Severance Tax Fund to the Municipal Rate
24 Negotiations Revolving Loan Fund: \$30,000, pursuant to section
25 57-705; and

26 (s) From the Severance Tax Fund to the State Energy
27 Office Cash Fund: \$300,000, pursuant to section 57-705. Transfers
1 shall be made in twelve equal monthly amounts.

2 Sec. 276. REAPPROPRIATION OF STATE AGENCY BYRNE GRANTS.
3 The unexpended General Fund, Cash Fund, and Federal Fund
4 appropriation balances existing on both June 30, 2005, and June 30,
5 2006, are hereby reappropriated for the following agencies and
6 programs:

7 (1) Agency 11 -- Program No. 575;
8 (2) Agency 46 -- Program No. 575;
9 (3) Agency 64 -- Program No. 575; and
10 (4) Agency 78 -- Program No. 575.

11 Sec. 277. GIFTS, BEQUESTS, AND DEVISES.
12 Any gift, bequest, or devise made available to the State
13 of Nebraska for any purpose or purposes, together with the income
14 thereof, shall be allocated to the expending agency designated by
15 the donor or, if none is designated by the donor, by the Governor.
16 Acceptance of a gift, bequest, or devise shall be subject to
17 approval by the expending agency and the following restrictions:

18 (1) No matching of state funds shall be required as a
19 condition of acceptance;

20 (2) Any gift or bequest of personal property in excess of

21 \$10,000 shall be approved by the Governor before acceptance; and
22 (3) Any gift or devise of real property in excess of
23 \$10,000 shall be approved by the Governor and the Legislature
24 before acceptance.
25 For purposes of this section, gifts, bequests, and
26 devises shall include, but not be limited to, donations, gifts,
27 bequests, devises, and grants from individuals, organizations,
1 corporations, and similar entities and from nonfederal governmental
2 agencies.
3 At the discretion of the budget administrator of the
4 budget division of the Department of Administrative Services and
5 the Accounting Administrator of the Department of Administrative
6 Services, expenditures of funds from any gift, bequest, or devise
7 may be expended through any existing or administratively created
8 Cash Fund account, Revolving Fund account, or Trust Fund account,
9 in which case the actual amount of the gift, bequest, or devise is
10 hereby appropriated to the expending agency, for the purpose or
11 purposes designated by the donor, in addition to the amounts
12 appropriated in this act. If no such Cash Fund account, Revolving
13 Fund account, or Trust Fund account exists, the Accounting
14 Administrator may create such fund account as is necessary to
15 properly and separately account for the gift, bequest, or devise in
16 which case the actual amount of the gift, bequest, or devise is
17 hereby appropriated to the expending agency, for the purpose or
18 purposes designated by the donor, in addition to the amounts
19 appropriated in this act.
20 This section shall not apply to the University of
21 Nebraska.
22 Sec. 278. LIMITATION ON SALARIES, WAGES, AND PER DIEMS.
23 (1) For purposes of this act, (a) SALARY LIMIT shall mean
24 total expenditures for permanent and temporary salaries and per
25 diems and (b) total expenditures for permanent and temporary
26 salaries and per diems shall mean all remuneration paid to
27 employees treated as taxable compensation by the Internal Revenue
1 Service or subject to social security coverage, specifically
2 including payments accounted for as vacation, holidays, sick leave,
3 military leave, funeral leave, maternity leave, administrative
4 leave, compensatory time, deferred compensation, or any other
5 similar form, and amounts withheld pursuant to law, but excluding
6 state contributions for social security, retirement, and employee
7 insurance plans.
8 (2) Total expenditures for permanent and temporary
9 salaries and per diems shall be limited to the amount shown except
10 when federal funds in excess of the amount shown are available and
11 approved by the Governor. Expenditures for permanent and temporary
12 salaries and per diems from such grants shall be in addition to the
13 limitation on permanent and temporary salaries and per diems
14 otherwise shown in this act. No agency shall request any state
15 funds for continuation or replacement of any such personnel or
16 activities in future budget requests. To the extent feasible,
17 requests for increases in the limitation on permanent and temporary
18 salaries and per diems shall be addressed to the Appropriations
19 Committee when the Legislature is in session.
20 (3) Expenditures for permanent and temporary salaries
21 resulting from awards made to employees under sections 81-1346 to
22 81-1354 shall be in addition to the limitations on permanent and
23 temporary salaries and per diems otherwise shown in this act.
24 (4) The limitation on expenditures for permanent and
25 temporary salaries and per diems for FY2006-07 as enumerated in
26 this act shall be the basis for continuation funding for each
27 fiscal year of the succeeding biennium.

1 (5) The limitation on expenditures for permanent and
2 temporary salaries and per diems for FY2006-07 shall be increased
3 by amounts encumbered from FY2005-06 for permanent and temporary
4 salaries and per diems. Encumbered amounts shall be calculated in
5 accordance with section 81-138.01.
6 (6) The limitation on expenditures for permanent and
7 temporary salaries and per diems shall only apply to remuneration
8 paid to state employees or per diem payments made to members of
9 state boards or commissions.
10 Sec. 279. The Ninety-ninth Legislature acknowledges that
11 Article III, section 22, of the Constitution of Nebraska provides
12 that each Legislature shall make appropriations for the expenses of
13 the government. Consistent with this provision, any appropriations
14 enacted by prior Legislatures for fiscal years beginning after June
15 30, 2005, are null and void unless specifically reaffirmed by this
16 Legislature.
17 Sec. 280. This act becomes operative on July 1, 2005.
18 Sec. 281. Since an emergency exists, this act takes
19 effect when passed and approved according to law."